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PATENT Attorney Docket No.: <u>AVARS-02500</u>

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of:                        | ) Group Art Unit: 2661                |  |  |  |
|--|---------------------------------------|--|--|--|
| Michael J. Lloyd et al.                      | Examiner:                             |  |  |  |
| Serial No.: 10/070,515                       | TRANSMITTAL LETTER                    |  |  |  |
| Filed: July 25, 2002                         | ) 162 N. Wolfe Road                   |  |  |  |
| For: METHOD AND APPARATUS FOR ASSESSMENT AND | Sunnyvale, CA 94086<br>(408) 530-9700 |  |  |  |
| OPTIMIZATION OF NETWORK (                    | Customer No.: 28960                   |  |  |  |

MS: Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313

Sir:

A Supplemental Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) and Form PTO-1449, including copies of the references contained thereon are enclosed for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. <u>08-1275</u>. An originally executed duplicate of this transmittal is enclosed for this purpose.

Respectfully submitted,

HAVERSTOCK & OWENS LLP

Dated: 2 - 27 - 06

Thomas B. Haverstock

Reg. No.: 32,571

Attorneys for Applicants

#### CERTIFICATE OF MAILING (37 CFR§ 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 277 106 By:



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| Michael J. Lloyd et al.                      | ) Examiner:  |  |  |  |
| Serial No.: 10/070,515                       | CERTIFICATION FOR                                      |  |  |  |
| Filed: July 25, 2002                         | SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 |  |  |  |
| For: METHOD AND APPARATUS FOR ASSESSMENT AND | CFR § 1.97(e)  |  |  |  |
| OPTIMIZATION OF NETWORK ) TRAFFIC            | 162 North Wolfe Road<br>Sunnyvale, CA 94086            |  |  |  |
| )  | (408) 530-9700   |  |  |  |
| ý  | Customer No.: 28960                                    |  |  |  |

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

#### Certification

I, the person signing below, hereby certify that the printed publications contained in the enclosed supplemental information disclosure statement were cited within an Official Action mailed on January 5, 2006. Accordingly, I hereby certify that no reference contained within this supplemental information disclosure statement was cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, no reference contained within this supplemental information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement. 37 C.F.R. 1.97(e)(2)

CERTIFICATE OF MAILING (37 CFR§ 1.8(a))

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HAVERSTOCK & OWENS LAP

- 1 -

Attorney Docket No.: AVARS-02500

# **Identification of Person Making Certification**

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted, HAVERSTOCK & OWENS LLP

Thomas B. Haverstock

Reg. No.: 32,571

Attorneys for Applicants



Attorney Docket No.: <u>AVARS-02500</u>

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| Serial No.: 10/070,515                       | SUPPLEMENTAL INFORMATION               |  |  |
| Filed: July 25, 2002                         | DISCLOSURE STATEMENT 162 N. Wolfe Road |  |  |
| For: METHOD AND APPARATUS FOR ASSESSMENT AND | Sunnyvale, CA 94086<br>(408) 530-9700  |  |  |
| OPTIMIZATION OF NETWORK ) TRAFFIC            | Customer No.: 28960                    |  |  |

MS: Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicants have become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No.: 6,385,643 B1;
- U.S. Patent No.: 6,453,356 B1;
- U.S. Patent No.: 6,493,353 B2;
- U.S. Patent No.: 6,601,101 B1;
- U.S. Patent No.: 6,704,768 B1;
- U.S. Patent No.: 6,751,562 B1;
- U.S. Patent No.: 6,826,613 B1;
- U.S. Patent No.: 6,839,745 B1;
- U.S. Patent No.: 6,981,055 B1;
- U.S. Publication No.: 2002/0101821 A1; and
- U.S. Publication No.: 2002/0184527 A1.

# CERTIFICATE OF MAILING (37 CFR§ 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

Date: 2/27/06 By. \_\_\_\_\_\_\_

Attorney Docket No.: <u>AVARS-02500</u>

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,

HAVERSTOCK & OWENS LLP

Dated: 2-27-06

Thomas B. Haverstock

Reg. No.: 32,571 Attorneys for Applicants

| FORM PTO-1449<br>(Modified)   |                          | U.S. Department of Commerce<br>Patent and Trademark Office |                            | Attorney Docket No.: AVARS-02500 |                             | Serial No.: 10/070,515              |          |             |      |
|---|--------------------------|--|----------------------------|----------------------------------|-----------------------------|-------------------------------------|----------|-------------|------|
| INF   | ORMATI                   | NDISCLOSURE STA  | TEMENT BY AP               | PLICANT                          | Applicants: Michael J. L.   | Applicants: Michael J. Lloyd et al. |          |             |      |
| INFORMATION DISC DOSURE STATEMENT (Use Several Sheets If Necessary)   |                          | i (vecessary)  | Filing Date: July 25, 2007 |                                  | 2                           | Group Art Unit: 2661                |          |             |      |
|   | MAR (                    | 1 5 500p R   |                            | U.S. PATENT DOC                  | UMENTS                      |                                     |          |             |      |
| Examiner<br>Initials  | PATE A                   | Serial Patent<br>Manufacturer<br>ADE 6,385,643 B1          | Issue Date                 | Applicant / Patentee             |                             | Class                               | Subclass | Filing Date |      |
|   | AA                       | 6,385,643 B1   | 5/7/02                     | Jacobs et al.                    |                             | 709                                 | 203      | 9/23/99     |      |
|   | AB                       | 6,453,356 B1   | 9/17/02                    | She                              | eard et al.                 | 709                                 | 231      | 4/15/98     |      |
|   | AC                       | 6,493,353 B2   | 12/10/02                   | Kelly et al.                     |                             | 370                                 | 467      | 5/7/98      |      |
|   | AD                       | 6,601,101 B1   | 7/29/03                    | Lee et al.                       |                             | 709                                 | 227      | 3/15/00     |      |
|   | _ AE                     | 6,704,768 B1   | 3/9/04                     | Zombek et al.                    |                             | 709                                 | 201      | 11/8/00     |      |
|   | AF                       | 6,751,562 BI   | 6/15/04                    | Blac                             | ckett et al.                | 702                                 | 61       | 3/22/01     |      |
|   | AG                       | 6,826,613 B1   | 11/30/04                   | Wa                               | ang et al.                  | 709                                 | 227      | 3/15/00     |      |
|   | АН                       | 6,839,745 B1   | 1/4/05                     | Din                              | gari et al.                 | 709                                 | 219      | 10/10/00    |      |
|   | AI                       | 6,981,055 B1   | 12/27/05                   | Ahuja et al.                     |                             | 709                                 | 238      | 8/22        | 2/00 |
|   | AJ                       | 2002/0101821 A1  | 8/1/02                     | Feld                             | mann et al.                 | 370                                 | 232      | 6/7.        | /01  |
|   | AK                       | 2002/0184527 A i   | 12/5/02                    | Chun et al.                      |                             | 713                                 | 201      | 9/19/01     |      |
|   |                          | FO   | REIGN PATENTS              | OR PUBLISHED FO                  | REIGN PATENT APPLICA        | ATIONS                              |          |             |      |
|   |                          |  | Publication                |                                  |                             |                                     |          | Translation |      |
|   |                          | Document Number  | Date                       | Country                          | y / Patent Office           | Class                               | Subclass | Yes         | No   |
|   | AL                       |  |                            |                                  |                             | 17                                  |          |             |      |
|   | AM                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AN                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AO                       |  |                            |                                  |                             |                                     |          |             |      |
| Andrew Control  |                          | OTHER D  | OCUMENTS (Incl             | uding Author, Title, D           | Date, Relevant Pages, Place | of Publication)                     |          |             |      |
|   | AP                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AQ                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AR                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AS                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AT                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AU                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AV                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AW                       | · · · · · · · · · · · · · · · · · · ·                      |                            |                                  |                             |                                     |          |             |      |
|   | AX                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AY                       |  |                            |                                  |                             |                                     |          |             |      |
|   | AZ                       |  |                            |                                  | · · · · ·                   |                                     |          |             |      |
| Examiner:   | Aminer: Date Considered: |  |                            |                                  |                             |                                     |          |             |      |
| EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                          |  |                            |                                  |                             |                                     |          |             |      |